

**Complaint in Federal Court for Violation of Civil Rights Act Denial of Necessary  
and Adequate Medical Care and Treatment, Discrimination, Due Process, and  
Speedy Trial**

FILED  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF TEXAS

IN THE UNITED STATES DISTRICT COURT FOR THE ~~MAY 31 2024~~  
EASTERN DISTRICT OF TEXAS

BY  
DEPUTY

**GARRETT, DANIEL LEE**

**COMPLAINANT**

**V**

*1:24cv202*

**TEXAS DEPARTMENT OF CRIMINAL JUSTICE**

**RESPONDANTS**

**JEFFERSON CO. CORR. FACILITY,**

**CORRHEALTH L.L.C.**

**FORT BEND COUNTY JAIL**

**HARRIS COUNTY SHERIFFS OFFICE**

**COMPLAINT**

I. I, DANIEL LEE GARRETT was confined in the HARRIS COUNTY JAIL on September 14, 2020, JEFFERSON COUNTY CORRECTIONAL FACILTY on March 7, 2024, to March 13, 2024, then transferred to FORT BEND COUNTY JAIL from March 13, 2024, to March 23, 2024. Complainant brings this civil action to redress the deprivation under color of state law of right, privileges and immunities secured to Complainant by provisions of the Fifth, Sixth, Eighth, Ninth, and Fourteenth Amendments to the Constitution of the United States. Complainant alleges that he has been denied access to adequate and competent medical treatment, care and facilities; that the Respondent/s state corrections officials and his employees have failed and refused to deliver prescribed medication, failed and refused to carry out and/or complete physician's

treatment plans and orders. Complainant alleges further that the above-mentioned acts and/or policies and practices of the Respondent/s and staff are knowing, deliberate and intentional, in disregard for the health and well-being of Complainant and such acts, policies and practices are shocking to the conscience of a civilized persons and intolerable in a society purportedly governed by laws and considerations of due process.

- II. This Court's jurisdiction is invoked pursuant to 28 U.S. Code § 1331, 1343(a)(3) and 42 U.S. Code § 1981(a)(c), 1983. The asserted and interest of the Plaintiff exceed \$75,000.00, exclusive of interests and costs. The substantive claims in this action arise under 42 USC § 1983 and the Fifth, Sixth, Eighth, Ninth, and Fourteenth Amendments to the United States Constitution.
- III. Complainant **DANIEL LEE GARRETT** is a citizen of the United States and a resident of Beaumont, Texas. At all times pertinent to this action Complainant was incarcerated at the **HARRIS COUNTY JAIL, JEFFERSON COUNTY CORRECTIONAL FACILITY, and FORT BEND COUNTY JAIL** within the custody and control of the Respondent/s and its employees.
- IV. Respondent/s, **JEFFERSON COUNTYCORRECTIONAL FACILITY, CORRHEALTH L.L.C** is contracted by **JEFFERSON COUNTY, TX** and based in the State of Texas and is and has always been pertinent to this action, and is responsible for the administration, operation, and supervision of local corrections institution and facilities within the State of Texas, and for the promulgation and enforcements of rules, regulations, policies, and practices relevant to such institutions. Respondent/s is sued individually and in his/her official capacity. (See Attachments)

\*\*Refer to Arrest Number 2024004494\*\*

V. Commencing on or about the 14<sup>th</sup> day of September 2020, Complainant **DANIEL LEE GARRETT** was confined at **HARRIS COUNTY JAIL** after experiencing a mental health emergency. Complainant was not provided adequate medical care upon intake. Complainant was released without treatment after a few hours of confinement.

VI. Complainant was charged with a criminal trespass by **HARRIS COUNTY SHERIFFS OFFICE** after reports of Complainant “attacking” another citizen in 2024. Due to **HARRIS COUNTY JAIL** and **HARRIS COUNTY SHERIFFS OFFICE** negligence, and knowingly and/or intentionally released Complainant without proper medical attention, thus becoming accused of allegedly, running in the streets without proper clothing, and attacking citizens on the 15<sup>th</sup> of September 2020. (See Attachment) \*\*Refer to Case number 233032301010-2 and 169007201010-3\*\*

Plaintiff has mental health conditions acquired from military combat in Afghanistan and is receiving mental health treatment from Veterans Affairs Hospital in Houston, Texas. (See Attachment for Details). (Sixth Amendment)

Complainant is on Child Support, where 387<sup>th</sup> Magistrate Court presides in **FORT BEND COUNTY, TEXAS**. Since 2006, Complainant has been on Child Support and in 2007, enlisted into the U.S. Navy, discharged in 2012. Complainant was diagnosed with mental health disabilities acquired by combat operations in Afghanistan. A warrant was issued for Complainant’s arrest issued by both **HARRIS COUNTY** and **FORT BEND COUNTY**; Criminal Trespass and Civil Failure to Appear, respectively. The criminal trespass warrant from the accusation on September 15, 2020 (above-mentioned) carried a \$100 Bond. **HARRIS COUNTY** issued the warrant in 2024 without proper notice. (Sixth Amendment)

**FORT BEND COUNTY** issued a warrant for Civil Failure to Appear that carried a \$2500 Bond. Both bonds were combined, and Plaintiff was ordered to pay \$2600 Cash Only Bond without proper notice. Complainant has a disability that prevents him from driving long distances. This information was told to the courts and was ignored and was placed in jail after efforts of rescheduling a court date ten days prior. \*\*Refer to Cause# 06DCV148955\*\*

VII. As of 7<sup>th</sup> day of March 2024, Plaintiff was confronted with a warrant issued by both **HARRIS COUNTY** and **FORT BEND COUNTY** which was executed by Beaumont Police Department. Upon knocking on Complainant's door and answering, Complainant was confronted by two officers and was asked to step outside to verify the warrant. Beaumont Police Department Officers did not have an accurate description of Complainant. Officers said "The warrant says you are a 69 year old white guy." Plaintiff is a 39 years old, black male. Officers asked Complainant to retrieve license and were informed of the two warrants for arrest. Complainant was denied prescribed medication to be taken with him to jail. Complainant showed the Officers the prescription pill bottles with Complainant's name. Complainant was denied. After being handcuffed and Complainant was taken to **JEFFERSON COUNTY CORRECTIONAL FACILITY** to be processed. While waiting, the arresting officer asks the clerk, "Are we allowed to bring prescribed medication with inmates upon arrest?" The clerk replied "Yes, as long as it has their names on it." Complaint was laughed at and was told the infirmary will provide medication.

- VIII. Complainant needed specialized care to monitor his symptoms and alleviate the discomfort he was experiencing due to pre-diagnosed conditions such as PTSD, bipolar, depression, anxiety, schizophrenia and other military service-related injuries.
- IX. During his incarceration from the above date to March 13, 2024, Complainant continued to report and indicate pain, withdrawals, hallucinations, physical pains over his body, almost daily; however, Complainant's needs for specialized treatment and care were ignored and/or refused by Respondent/s and employees; Complainant was denied treatment and/or medications that were prescribed to him.
- X. March 13, 2024, Complainant was transferred from **JEFFERSON COUNTY CORRECTIONAL FACILITY** and placed into the custody of **FORT BEND COUNTY SHERIFFS OFFICE**. Upon transfer, Complainant did not receive any after care and/or reassessments and/or medical records. Upon arrival to **FORT BEND COUNTY JAIL**, Complainant provided pertinent information regarding his physical and mental health as well as his veteran status. Complainant's blood pressure was abnormally high and experiencing severe withdrawal symptoms due to the lack of medical treatment at **JEFFERSON COUNTY CORRECTIONAL FACILITY**. Complainant was asked by **FORT BEND COUNTY** medical staff about the medication prescribed to Complainant but due to altered mental status, Complainant could not remember. The nurse called an unknown person over the speakerphone and Complainant was asked "What color are the pills?" Complainant replied, "He could not remember but it was a pinkish-white color." Complainant completed the intake process, classified, and placed into the housing units. Complainant received and consumed an unknown medication that was not the right dose, not properly verified

or labeled for easy identification, and was not the correct medication. Complainant's symptoms were not alleviated.

- XI. Respondent/s, its agents and employees, with knowledge of Complainant's medical needs, and/or with deliberate indifference to such medical needs and have acted or failed to act in such a way as to deprive Complainant of necessary and adequate medical care thus endangering the Complainant's health and well-being. Such acts and omissions of the Respondent/s violate rights secured to the Complainant under the Fifth, Eighth, Ninth and Fourteenth Amendments to the Constitution of the United States.
- XII. Respondent/s, its agents and employees, with knowledge of Complainant's veteran status and/or deliberate indifference to such veteran status and have acted or failed to in such a way to deprive Complainant mental health and veteran services as mandated by law. Such acts and omissions of the Defendant/s violate rights secured to the Complainant under TITLE 42 section 1981,1983, 2000dd.
- XIII. Respondent/s, its agents and employees, with knowledge of the Complainant's medical needs, and/or with deliberate indifference to such medical needs, have acted or failed to do so in such manner as to prevent Complainant from obtaining needed medical treatment and care and/or to prevent needed medical treatment and care from reaching the Complainant thus endangering the Complainant's health and well-being. Such acts and omissions of the Respondent/s violate rights secured to the Complainant under the Fifth, Eighth, Ninth, and Fourteenth Amendments to the United States Constitution.

- XIV. Respondent/s, its agents and employees, with knowledge of the Complainant's medical needs have a duty under the Fifth, Eighth, Ninth, and Fourteenth Amendments to the United States Constitution to provide needed medical care for to inmates in conformity with the standards for delivery of such medical care in the State of Texas as a whole.
- XV. Respondent/s, its agents and employees, with knowledge of Complainant's medical needs, or with deliberate indifference to such medical needs, acted or failed to act in such a way as to provide medical care to Complainant in conformity with standard for delivery of such medical care in the State of Texas as a whole and have in fact provided medical care which does not meet such standards thus endangering Complainant's health and well-being in violation of rights secured to Complainant by the Fifth, Eighth, Ninth, and Fourteenth Amendments to the Constitution of the United States to instruct, supervise and train their employees and agents to ensure the delivery of medical care to Complainant which is consistent with the standards of medical care in the State of Texas as a whole.
- XVI. Respondent/s, knowing of all the medical needs of the Complainant or with deliberate indifference to such needs, have failed to instruct, supervise and train their employees and agents in such a manner as to assure the delivery of medical care to Complainant which is consistent with the standards of medical care in the State of Texas as a whole thus endangering Complainant health and well-being in violation of rights secured to Complainant and members of the Complainant class by the Fifth, Eighth, Ninth, Fourteenth Amendments to the Constitution of the United States.

- XVII. The Respondent/s above-mentioned actions and/or omission were negligent and/or reckless and/or intentional.
- XVIII. The Respondent/s above-mentioned actions and/or omissions were committed under color of law and/or pursuant to policies, customs, practices, rules, regulations, ordinances, statutes and/or usages of the State of Texas, the Department of Corrections of the State of Texas, and/or State Correctional Centers.
- XIX. Complainant has no adequate and sufficient remedy at law with which to address the wrongs alleged in this complaint and will continue to suffer irreparable injury from the conduct of Respondent/s unless he is granted the equitable relief prayed for.
- XX. As a direct and proximate result of the above-described actions and omissions of Respondent/s, Complainant has general damages in amounts excess of \$75,000.00, exclusive of interest and costs, the exact amount will be proven at trial.
- XXI. The acts, conduct, and behavior of Respondent/s were performed knowingly, intentionally, and maliciously, by reason of which Complainant is also entitled to an award of punitive damages in the amount of \$250,000.00 under Tort Law.

**WHEREFORE**, Complainant prays for relief as follows:

1. That the court determine and enter judgement declaring that the acts and omissions of the Respondent/s, as set forth above, violate rights secured to Complainant by Fifth, Sixth, Eighth, Ninth, and Fourteenth Amendments to the Constitution of the United States.
2. That upon hearing, the Court issues a preliminary and permanent injunction:

- i. Enjoining the Respondent/s, its employees, agents and successors in office from providing medical care and treatment to Complainant that is inconsistent with the standards of medical care and treatment in the State of Texas as a whole;
  - ii. Enjoining the Respondent/s, his employees, agents and successors in office from refusing to provide and/or delaying provision of necessary medical treatment and care to Complainant either at suitable and adequate facilities within **HARRIS COUNTY, TX FORT, BEND COUNTY, TX, JEFFERSON COUNTY, TX** or elsewhere;
  - iii. Enjoining the Respondent/s and its successors in office from failing to instruct, supervise, and train employees and agents in such a manner as to assure delivery of medical treatment and care to Complainant which is consistent with the standards of medical care in the State of Texas as a whole;
3. That the Court award general damages to Complainant;
  4. That the Court award punitive damages to Complainant;
  5. That the Respondent/s be required to pay the legal costs and expenses in this action, including reasonable provisions.
  6. That the Court grant such further and additional relief that is appropriate.

Respectfully submitted,



Daniel Garrett

**CIVIL COVER SHEET**

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.)

**I. (a) PLAINTIFFS**

DANIEL LEE GARRETT

(b) County of Residence of First Listed Plaintiff JEFFERSON  
(EXCEPT IN U.S. PLAINTIFF CASES)(c) Attorneys (Firm Name, Address, and Telephone Number)  
(Pro Se) 2570 SWEETGUM LN. #22  
BEAUMONT, TX 77703**DEFENDANTS** JEFFERSON COUNTY CORR. FACILITY

FORT BEND COUNTY JAIL

CORR HEALTH L.L.C.

County of Residence of First Listed Defendant Jefferson Co.  
(IN U.S. PLAINTIFF CASES ONLY)NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF  
THE TRACT OF LAND INVOLVED.

Attorneys (If Known)

**II. BASIS OF JURISDICTION** (Place an "X" in One Box Only)

- |   |  |
|---|--|
| <input type="checkbox"/> 1 U.S. Government Plaintiff            | <input type="checkbox"/> 3 Federal Question (U.S. Government Not a Party)          |
| <input checked="" type="checkbox"/> 2 U.S. Government Defendant | <input type="checkbox"/> 4 Diversity (Indicate Citizenship of Parties in Item III) |

**III. CITIZENSHIP OF PRINCIPAL PARTIES** (Place an "X" in One Box for Plaintiff and One Box for Defendant)

	PTF	DEF	PTF	DEF	
Citizen of This State	<input type="checkbox"/> 1	<input type="checkbox"/> 1	Incorporated or Principal Place of Business In This State	<input type="checkbox"/> 4	<input type="checkbox"/> 4
Citizen of Another State	<input type="checkbox"/> 2	<input type="checkbox"/> 2	Incorporated and Principal Place of Business In Another State	<input type="checkbox"/> 5	<input type="checkbox"/> 5
Citizen or Subject of a Foreign Country	<input type="checkbox"/> 3	<input type="checkbox"/> 3	Foreign Nation	<input type="checkbox"/> 6	<input type="checkbox"/> 6

**IV. NATURE OF SUIT** (Place an "X" in One Box Only)

CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES
<input type="checkbox"/> 110 Insurance	<b>PERSONAL INJURY</b>	<b>PERSONAL INJURY</b>	<input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881	<input type="checkbox"/> 375 False Claims Act
<input type="checkbox"/> 120 Marine	<input type="checkbox"/> 310 Airplane	<input type="checkbox"/> 365 Personal Injury - Product Liability	<input type="checkbox"/> 422 Appeal 28 USC 158	<input type="checkbox"/> 376 Qui Tam (31 USC 3729(a))
<input type="checkbox"/> 130 Miller Act	<input type="checkbox"/> 315 Airplane Product Liability	<input type="checkbox"/> 367 Health Care/ Pharmaceutical Personal Injury Product Liability	<input type="checkbox"/> 423 Withdrawal 28 USC 157	<input type="checkbox"/> 400 State Reapportionment
<input type="checkbox"/> 140 Negotiable Instrument	<input type="checkbox"/> 320 Assault, Libel & Slander	<input type="checkbox"/> 368 Asbestos Personal Injury Product Liability	<b>INTELLECTUAL PROPERTY RIGHTS</b>	<input type="checkbox"/> 410 Antitrust
<input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment	<input type="checkbox"/> 330 Federal Employers' Liability	<b>PERSONAL PROPERTY</b>	<input type="checkbox"/> 820 Copyrights	<input type="checkbox"/> 430 Banks and Banking
<input type="checkbox"/> 151 Medicare Act	<input type="checkbox"/> 340 Marine Product Liability	<input type="checkbox"/> 370 Other Fraud	<input type="checkbox"/> 830 Patent	<input type="checkbox"/> 450 Commerce
<input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excludes Veterans)	<input type="checkbox"/> 345 Marine Product Liability	<input type="checkbox"/> 371 Truth in Lending	<input type="checkbox"/> 835 Patent - Abbreviated New Drug Application	<input type="checkbox"/> 460 Deportation
<input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits	<input type="checkbox"/> 350 Motor Vehicle	<input type="checkbox"/> 380 Other Personal Property Damage	<input type="checkbox"/> 840 Trademark	<input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations
<input type="checkbox"/> 160 Stockholders' Suits	<input type="checkbox"/> 355 Motor Vehicle Product Liability	<input type="checkbox"/> 385 Property Damage Product Liability	<input type="checkbox"/> 880 Defend Trade Secrets Act of 2016	<input type="checkbox"/> 480 Consumer Credit (15 USC 1681 or 1692)
<input type="checkbox"/> 190 Other Contract	<input type="checkbox"/> 360 Other Personal Injury		<b>SOCIAL SECURITY</b>	<input type="checkbox"/> 485 Telephone Consumer Protection Act
<input type="checkbox"/> 195 Contract Product Liability	<input type="checkbox"/> 362 Personal Injury - Medical Malpractice		<input type="checkbox"/> 861 HIA (1395ff)	<input type="checkbox"/> 490 Cable/Sat TV
<input type="checkbox"/> 196 Franchise			<input type="checkbox"/> 862 Black Lung (923)	<input type="checkbox"/> 850 Securities/Commodities/ Exchange
	<b>REAL PROPERTY</b>	<b>CIVIL RIGHTS</b>	<input type="checkbox"/> 863 DIWC/DIWW (405(g))	<input type="checkbox"/> 890 Other Statutory Actions
<input type="checkbox"/> 210 Land Condemnation	<input checked="" type="checkbox"/> 440 Other Civil Rights	<b>Habeas Corpus:</b>	<input type="checkbox"/> 864 SSID Title XVI	<input type="checkbox"/> 891 Agricultural Acts
<input type="checkbox"/> 220 Foreclosure	<input type="checkbox"/> 441 Voting	<input type="checkbox"/> 463 Alien Detainee	<input type="checkbox"/> 865 RSI (405(g))	<input type="checkbox"/> 893 Environmental Matters
<input type="checkbox"/> 230 Rent Lease & Ejectment	<input type="checkbox"/> 442 Employment	<input type="checkbox"/> 510 Motions to Vacate Sentence		<input type="checkbox"/> 895 Freedom of Information Act
<input type="checkbox"/> 240 Torts to Land	<input type="checkbox"/> 443 Housing/ Accommodations	<input type="checkbox"/> 530 General		
<input type="checkbox"/> 245 Tort Product Liability	<input type="checkbox"/> 445 Amer. w/Disabilities - Employment	<input type="checkbox"/> 535 Death Penalty	<b>FEDERAL TAX SUITS</b>	<input type="checkbox"/> 896 Arbitration
<input type="checkbox"/> 290 All Other Real Property	<input type="checkbox"/> 446 Amer. w/Disabilities - Other	<b>Other:</b>	<input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant)	<input type="checkbox"/> 899 Administrative Procedure Act/Review or Appeal of Agency Decision
	<input type="checkbox"/> 448 Education	<input type="checkbox"/> 540 Mandamus & Other	<input type="checkbox"/> 871 IRS—Third Party 26 USC 7609	<input type="checkbox"/> 950 Constitutionality of State Statutes
		<input type="checkbox"/> 550 Civil Rights		
		<input type="checkbox"/> 555 Prison Condition		
		<input type="checkbox"/> 560 Civil Detainee - Conditions of Confinement		

**V. ORIGIN** (Place an "X" in One Box Only)

- |   |   |  |   |  |  |   |
|---|---|--|---|--|--|---|
| <input checked="" type="checkbox"/> 1 Original Proceeding | <input type="checkbox"/> 2 Removed from State Court | <input type="checkbox"/> 3 Remanded from Appellate Court | <input type="checkbox"/> 4 Reinstated or Reopened | <input type="checkbox"/> 5 Transferred from Another District | <input type="checkbox"/> 6 Multidistrict Litigation - Transfer | <input type="checkbox"/> 8 Multidistrict Litigation - Direct File |
|---|---|--|---|--|--|---|

Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity):

42 U.S. CODE Sec. 1981, 1983

**VI. CAUSE OF ACTION**Brief description of cause:  
*DISCRIMINATION, MEDICAL MALPRACTICE/ NEGLIGENCE***VII. REQUESTED IN COMPLAINT:** CHECK IF THIS IS A CLASS ACTION  
UNDER RULE 23, F.R.Cv.P.

DEMAND \$

CHECK YES only if demanded in complaint:  
**JURY DEMAND:**  Yes  No**VIII. RELATED CASE(S) IF ANY**

(See instructions):

JUDGE

DOCKET NUMBER

DATE

SIGNATURE OF ATTORNEY OF RECORD

**FOR OFFICE USE ONLY**

RECEIPT #

AMOUNT

APPLYING IFP

JUDGE

MAG. JUDGE

**INSTRUCTIONS FOR ATTORNEYS COMPLETING CIVIL COVER SHEET FORM JS 44****Authority For Civil Cover Sheet**

The JS 44 civil cover sheet and the information contained herein neither replaces nor supplements the filings and service of pleading or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. Consequently, a civil cover sheet is submitted to the Clerk of Court for each civil complaint filed. The attorney filing a case should complete the form as follows:

- I.(a) Plaintiffs-Defendants.** Enter names (last, first, middle initial) of plaintiff and defendant. If the plaintiff or defendant is a government agency, use only the full name or standard abbreviations. If the plaintiff or defendant is an official within a government agency, identify first the agency and then the official, giving both name and title.
- (b) County of Residence.** For each civil case filed, except U.S. plaintiff cases, enter the name of the county where the first listed plaintiff resides at the time of filing. In U.S. plaintiff cases, enter the name of the county in which the first listed defendant resides at the time of filing. (NOTE: In land condemnation cases, the county of residence of the "defendant" is the location of the tract of land involved.)
- (c) Attorneys.** Enter the firm name, address, telephone number, and attorney of record. If there are several attorneys, list them on an attachment, noting in this section "(see attachment)".
- II. Jurisdiction.** The basis of jurisdiction is set forth under Rule 8(a), F.R.Cv.P., which requires that jurisdictions be shown in pleadings. Place an "X" in one of the boxes. If there is more than one basis of jurisdiction, precedence is given in the order shown below.  
 United States plaintiff. (1) Jurisdiction based on 28 U.S.C. 1345 and 1348. Suits by agencies and officers of the United States are included here.  
 United States defendant. (2) When the plaintiff is suing the United States, its officers or agencies, place an "X" in this box.  
 Federal question. (3) This refers to suits under 28 U.S.C. 1331, where jurisdiction arises under the Constitution of the United States, an amendment to the Constitution, an act of Congress or a treaty of the United States. In cases where the U.S. is a party, the U.S. plaintiff or defendant code takes precedence, and box 1 or 2 should be marked.  
 Diversity of citizenship. (4) This refers to suits under 28 U.S.C. 1332, where parties are citizens of different states. When Box 4 is checked, the citizenship of the different parties must be checked. (See Section III below; **NOTE: federal question actions take precedence over diversity cases.**)
- III. Residence (citizenship) of Principal Parties.** This section of the JS 44 is to be completed if diversity of citizenship was indicated above. Mark this section for each principal party.
- IV. Nature of Suit.** Place an "X" in the appropriate box. If there are multiple nature of suit codes associated with the case, pick the nature of suit code that is most applicable. Click here for: [Nature of Suit Code Descriptions](#).
- V. Origin.** Place an "X" in one of the seven boxes.  
 Original Proceedings. (1) Cases which originate in the United States district courts.  
 Removed from State Court. (2) Proceedings initiated in state courts may be removed to the district courts under Title 28 U.S.C., Section 1441.  
 Remanded from Appellate Court. (3) Check this box for cases remanded to the district court for further action. Use the date of remand as the filing date.  
 Reinstated or Reopened. (4) Check this box for cases reinstated or reopened in the district court. Use the reopening date as the filing date.  
 Transferred from Another District. (5) For cases transferred under Title 28 U.S.C. Section 1404(a). Do not use this for within district transfers or multidistrict litigation transfers.  
 Multidistrict Litigation – Transfer. (6) Check this box when a multidistrict case is transferred into the district under authority of Title 28 U.S.C. Section 1407.  
 Multidistrict Litigation – Direct File. (8) Check this box when a multidistrict case is filed in the same district as the Master MDL docket.  
**PLEASE NOTE THAT THERE IS NOT AN ORIGIN CODE 7.** Origin Code 7 was used for historical records and is no longer relevant due to changes in statute.
- VI. Cause of Action.** Report the civil statute directly related to the cause of action and give a brief description of the cause. **Do not cite jurisdictional statutes unless diversity.** Example: U.S. Civil Statute: 47 USC 553 Brief Description: Unauthorized reception of cable service.
- VII. Requested in Complaint.** Class Action. Place an "X" in this box if you are filing a class action under Rule 23, F.R.Cv.P.  
 Demand. In this space enter the actual dollar amount being demanded or indicate other demand, such as a preliminary injunction.  
 Jury Demand. Check the appropriate box to indicate whether or not a jury is being demanded.
- VIII. Related Cases.** This section of the JS 44 is used to reference related cases, if any. If there are related cases, insert the docket numbers and the corresponding judge names for such cases.

**Date and Attorney Signature.** Date and sign the civil cover sheet.